

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION  
AT RICHMOND, SEPTEMBER 19, 2005

APPLICATION OF

MATRIX TELECOM OF VIRGINIA, INC.

CASE NO. PUC-2005-00088

For a certificate of public convenience and  
necessity to provide local exchange  
telecommunications services

ORDER FOR NOTICE AND COMMENT

On September 1, 2005, Matrix Telecom of Virginia, Inc. ("Matrix" or "Applicant"), completed an application with the State Corporation Commission ("Commission") for a certificate of public convenience and necessity ("certificate") to provide local exchange telecommunications services throughout the Commonwealth of Virginia. In addition to its application, Matrix filed a Motion for Leave to File Financial Information under Seal of Confidentiality.<sup>1</sup>

NOW UPON CONSIDERATION of the application, the Commission is of the opinion and finds that Matrix's application should be docketed; that the Applicant should give notice to the public of its application; that interested persons should have an opportunity to comment and request a hearing on Matrix's application; and that the Commission Staff should conduct an investigation into the reasonableness of the application and present its findings in a Staff Report.

Accordingly, IT IS ORDERED THAT:

- (1) This case is docketed and assigned Case No. PUC-2005-00088.

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<sup>1</sup> Pursuant to the Commission's Rules of Practice and Procedure, specifically 5 VAC 5-20-170, information filed under seal of confidentiality will be withheld from public disclosure or inspection unless and until successfully challenged. Matrix's Motion is noted and may be renewed should a challenge be made to the confidentiality of the information that the Applicant has filed under seal. Considering the operation of 5 VAC 5-20-170, the Commission will not rule on the Motion at this time.

(2) On or before October 14, 2005, the Applicant shall complete publication of the following notice to be published on one (1) occasion as classified advertising in newspapers having general circulation throughout the Applicant's proposed service territory:

NOTICE TO THE PUBLIC OF AN APPLICATION  
BY MATRIX TELECOM OF VIRGINIA, INC., FOR A  
CERTIFICATE OF PUBLIC CONVENIENCE  
AND NECESSITY TO PROVIDE LOCAL EXCHANGE  
TELECOMMUNICATIONS SERVICES THROUGHOUT  
THE COMMONWEALTH OF VIRGINIA  
CASE NO. PUC-2005-00088

On September 1, 2005, Matrix Telecom of Virginia, Inc. ("Matrix" or "Applicant"), completed an application with the State Corporation Commission ("Commission") for a certificate of public convenience and necessity ("certificate") to provide local exchange telecommunications services throughout the Commonwealth of Virginia.

Copies of the application are available for public inspection between the hours of 8:15 a.m. and 5:00 p.m., Monday through Friday, in the Commission's Document Control Center located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia. Copies may also be downloaded from the Commission's website: [www.scc.virginia.gov/caseinfo.htm](http://www.scc.virginia.gov/caseinfo.htm), or may be ordered from Matrix by contacting Greg Taylor, Esquire, Vice President and General Counsel, 300 North Meridian, Suite 200-North, Oklahoma City, Oklahoma 73107.

On or before November 1, 2005, any person desiring to comment on Matrix's application for a certificate to provide local exchange telecommunications services may do so by directing such comments in writing to the Clerk of the Commission at the address set forth below. Interested persons desiring to submit comments electronically may do so by following the instructions found on the Commission's website: [www.scc.virginia.gov/caseinfo.htm](http://www.scc.virginia.gov/caseinfo.htm). A hard copy of the comments, whether submitted in writing or electronically, shall be simultaneously served upon Matrix at the address set forth above.

Any person may request a hearing on Matrix's application by filing an original and fifteen (15) copies of its request for hearing on or before November 1, 2005, with the Clerk of the Commission at the address set forth below. Requests for hearing must include: (i) a precise statement of the interest of the filing

party; (ii) a statement of the specific action sought to the extent then known; (iii) a statement of the legal basis for such action; and (iv) a precise statement why a hearing should be conducted in the matter. Persons filing a request for hearing shall serve a copy of their request on or before November 1, 2005, upon Matrix at the address set forth above.

All written communications to the Commission concerning Matrix's application shall be directed to Joel H. Peck, Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218, and shall refer to Case No. PUC-2005-00088.

MATRIX TELECOM OF VIRGINIA, INC.

(3) On or before October 14, 2005, the Applicant shall provide a copy of the notice contained in Ordering Paragraph (2) to each local exchange telephone carrier certificated in Virginia and each interexchange carrier certificated in Virginia by personal delivery or first-class mail, postage prepaid, to the customary place of business. Lists of all current local exchange and interexchange carriers in Virginia are attached to this Order as Appendices A and B, respectively.

(4) Any person desiring to comment on Matrix's application for a certificate to provide local exchange telecommunications services may do so by directing such comments in writing on or before November 1, 2005, to Joel H. Peck, Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. Interested persons desiring to submit comments electronically may do so by following the instructions found on the Commission's website: [www.scc.virginia.gov/caseinfo.htm](http://www.scc.virginia.gov/caseinfo.htm). A hard copy of such comments, whether submitted in writing or electronically, shall be simultaneously served upon Greg Taylor, Esquire, Vice President and General Counsel, 300 North Meridian, Suite 200-North, Oklahoma City, Oklahoma 73107. Comments must refer to Case No. PUC-2005-00088.

(5) On or before November 1, 2005, any person wishing to request a hearing on Matrix's application for a certificate to provide local exchange telecommunications services shall file an original and fifteen (15) copies of its request for hearing in writing with the Clerk of the Commission at the address set forth above. Written requests for hearing shall refer to Case No. PUC-2005-00088 and shall include: (i) a precise statement of the interest of the filing party; (ii) a statement of the specific action sought to the extent then known; (iii) a statement of the legal basis for such action; and (iv) a precise statement why a hearing should be conducted in the matter. A copy shall also simultaneously be served on the Applicant at the address set forth above.

(6) On or before November 14, 2005, the Applicant shall file with the Commission proof of notice and proof of service as ordered herein.

(7) The Commission Staff shall analyze the reasonableness of Matrix's application and present its findings in a Staff Report to be filed on or before November 22, 2005.

(8) On or before December 2, 2005, the Applicant shall file with the Clerk of the Commission an original and fifteen (15) copies of any responses to the Staff Report or comments and requests for hearing filed with the Commission. A copy of the response shall be delivered by overnight delivery to Staff and any other persons who filed comments or requests for hearing.

(9) The Applicant shall respond to written interrogatories or data requests within seven (7) days after the receipt of the same. Persons who filed requests for hearing shall provide to the Applicant, the Commission Staff, and any other persons who filed requests for hearing any workpapers or documents used in preparation of their requests for hearing, promptly upon request. Except as so modified, discovery shall be in accordance with Part IV of the Commission's Rules of Practice and Procedure.

(10) The Applicant shall respond promptly to requests from interested persons for copies of the application and shall provide one copy free of charge. Copies are also available for public inspection between the hours of 8:15 a.m. and 5:00 p.m., Monday through Friday, in the Commission's Document Control Center located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia, or may be downloaded from the Commission's website: [www.scc.virginia.gov/caseinfo.htm](http://www.scc.virginia.gov/caseinfo.htm).

(11) This matter is continued generally.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: Greg Taylor, Esquire, Vice President and General Counsel, 300 North Meridian, Suite 200-North, Oklahoma City, Oklahoma 73107; C. Meade Browder, Jr., Senior Assistant Attorney General, Division of Consumer Counsel, Office of Attorney General, 900 East Main Street, 2nd Floor, Richmond, Virginia 23219; and the Commission's Office of General Counsel and Divisions of Communications and Economics and Finance.